

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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CHRISTOPHER A. JONES,

Case No. 2:22-cv-00123-CDS-DJA

Plaintiff,

ORDER

PERRY RUSSELL, *et al.*

Defendants.

This action is a *pro se* civil rights complaint filed under 42 U.S.C. § 1983 by a former state prisoner. On June 1, 2022, the Court entered a screening order. (ECF No. 4.) The screening order granted Plaintiff's application to proceed in district court without prepaying fees or costs and imposed a 90-day stay. (*Id.* at 5–6.) The Court entered a subsequent order assigning the case to mediation by a court-appointed mediator. (ECF No. 7.) The minutes from that mediation proceeding indicate that settlement was not reached. (ECF No. 10.)

IT IS THEREFORE ORDERED that:

1. The Clerk of the Court will electronically **SERVE** a copy of this order and a copy of Plaintiff's complaint (ECF No. 5) on the Office of the Attorney General of the State of Nevada, by adding the Attorney General of the State of Nevada to the docket sheet. This does not indicate acceptance of service.

2. Service must be perfected within ninety (90) days from the date of this order pursuant to Fed. R. Civ. P. 4(m).

3. Subject to the findings of the screening order (ECF No. 4), within **twenty-one (21) days** of the date of entry of this order, the Attorney General's Office will file a notice advising the Court and Plaintiff of: (a) the names of the defendants for whom it accepts service; (b) the names of the defendants for whom it does not accept service, and (c) the names of the defendants for whom it is filing the last-known-address

1 information under seal. As to any of the named defendants for whom the Attorney
2 General's Office cannot accept service, the Office will file, *under seal*, but will not serve
3 the inmate Plaintiff the last known address(es) of those defendant(s) for whom it has such
4 information. If the last known address of the defendant(s) is a post office box, the Attorney
5 General's Office will attempt to obtain and provide the last known physical address(es).

6 4. If service cannot be accepted for any of the named defendant(s), Plaintiff
7 will file a motion identifying the unserved defendant(s), requesting issuance of a
8 summons, and specifying a full name and address for the defendant(s). For the
9 defendant(s) as to which the Attorney General has not provided last-known-address
10 information, Plaintiff will provide the full name and address for the defendant(s).

11 5. If the Attorney General accepts service of process for any named
12 defendant(s), such defendant(s) will file and serve an answer or other response to the
13 complaint within **sixty (60) days** from the date of this order.

14 6. Plaintiff shall serve upon defendant(s) or, if an appearance has been
15 entered by counsel, upon their attorney(s), a copy of every pleading, motion or other
16 document submitted for consideration by the Court. If Plaintiff electronically files a
17 document with the Court's electronic-filing system, no certificate of service is
18 required. Fed. R. Civ. P. 5(d)(1)(B); Nev. Loc. R. IC 4-1(b); Nev. Loc. R. 5-1. However,
19 if Plaintiff mails the document to the Court, Plaintiff shall include with the original
20 document submitted for filing a certificate stating the date that a true and correct copy of
21 the document was mailed to the defendants or counsel for the defendants. If counsel has
22 entered a notice of appearance, Plaintiff shall direct service to the individual attorney
23 named in the notice of appearance, at the physical or electronic address stated
24 therein. The Court may disregard any document received by a district judge or magistrate
25 judge which has not been filed with the Clerk, and any document received by a district
26 judge, magistrate judge, or the Clerk which fails to include a certificate showing proper
27 service when required.

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7. This case is no longer stayed.

DATED this 30th day of September 2022.

UNITED STATES MAGISTRATE JUDGE